

Scheindlin, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

APR 14 2010

SECURITIES AND EXCHANGE)
COMMISSION,)
Plaintiff,)
v.)
COLLINS & AIKMAN CORPORATION,)
DAVID A. STOCKMAN, J. MICHAEL STEPP,)
GERALD E. JONES, DAVID R. COSGROVE,)
ELKIN B. MCCALLUM, PAUL C. BARNABA,)
JOHN G. GALANTE, CHRISTOPHER M.)
WILLIAMS, and THOMAS V. GOUGHERTY,)
Defendants.)
)

Civil Action No. 07-2419
Honorable Shira A. Scheindlin

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between the plaintiff
Securities and Exchange Commission ("Commission") and defendants Stockman, Stepp,
Jones, Cosgrove, McCallum, Barnaba, Galante, Williams, and Gougherty ("Defendants"),
and subject to the approval of the Court, that:

1. The Commission's First Claim For Relief is dismissed with prejudice to
the extent that it asserts claims under Section 17(a)(1) of the Securities Act [15 U.S.C. §
77q(a)(1)].

2. The Commission's First Claim for Relief is deemed to have been amended
to add defendant McCallum as one of the defendants against whom a claim is asserted
under Sections 17(a)(2) and (3) of the Securities Act [15 U.S.C. §§ 77q(a)(2) and (3)].

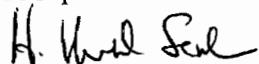
3. The Commission's Second Claim For Relief is dismissed with prejudice.

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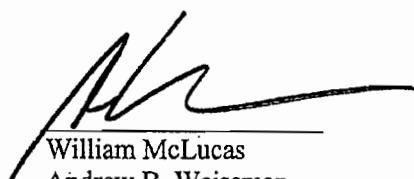
4. All remaining claims for relief asserted against defendants Jones, Galante, Williams, and Gougherty are dismissed with prejudice as to those defendants.

5. Each of the Defendants waives any rights under the Equal Access to Justice Act, the Small Business Regulatory Enforcement Fairness Act of 1996, or any other provision of law to seek from the United States, or any agency, or any official of the United States acting in his or her official capacity, directly or indirectly, reimbursement of attorney's fees or other fees, expenses, or costs expended to defend against this action.

So stipulated:



H. Michael Semler
Robert Hanson
Gary Zinkgraf
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*Counsel for Securities and
Exchange Commission*



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Counsel for J. Michael Stepp

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Counsel for Gerald Jones

David R. Cosgrove
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Rochester, Michigan 48307
Pro Se

Eileen Donoghue
Gallagher & Cavanaugh LLP
Boott Cotton Mills
100 Foot of John Street
Lowell, MA 01852
Counsel for Elkin McCallum

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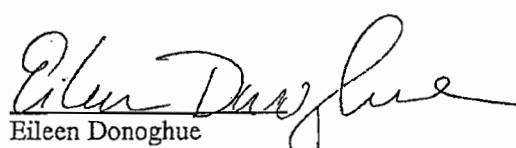
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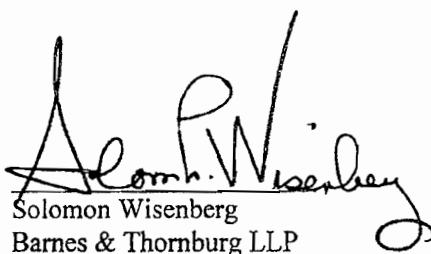
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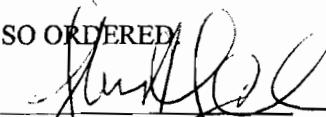

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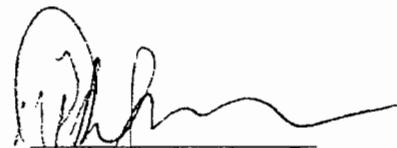
James Mitchell
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*Counsel for Christopher Williams
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Date: 4/19/10

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U.S. District Judge

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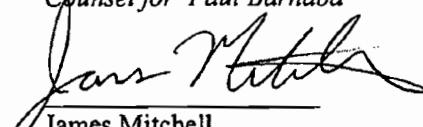
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